

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

.....
UNITED STATES OF AMERICA

v.

22 Cr. 273 (JSR)

NOTICE OF MOTION

**VITALY BORKER,
Defendant.**
.....

PLEASE TAKE NOTICE that based upon the Memorandum of Law, dated July 29, 2022, the Exhibits to the Memorandum, Defendant Vitaly Borker shall move before the Court at a time to be determined for an order:

1. Dismissing the Aggravated Identify Theft Charge
2. Suppressing evidence acquire during search warrants along with its fruits;
3. Dismissing the mail fraud and wire fraud counts based upon the Double Jeopardy Clause of the Constitution; acquire during search warrants along with its fruits;
4. Directing a Hearing to Determine whether the Indictment should be dismissed;
5. Suppressing statements made by Defendant to Probation Officers and to representatives of the Government;
6. Directing a Bench trial / Bill of Particulars
7. For such other relief that the Court feels justified.

*An Oral Argument date has not been set by the Court.

Leo Shalit

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